

DETROIT CITY COUNCIL

FORMAL SESSION

OCTOBER 30, 2018

10:00 A.M.

REVISED

NEW BUSINESS

UNFINISHED BUSINESS

1. **Jones**, an ordinance to amend Chapter 24 of the 1984 Detroit City Code, *Health and Sanitation*, Article VI, *Rodent and Pest Control*, by amending Division 3, *Bed Bugs*, by adding Section 24-6-32, *Definitions*, to set forth definitions; Section 24-6-33, *Landlord Duties*, to establish the responsibilities of landlords; Section 24-6-34, *Occupants Duties*, to establish the responsibilities of occupants; Section 24-6-35, *Cost to control infestation*, to address the cost of controlling an infestation; Section 24-6-36, *Disposal of furnishing, bedding, clothing or other materials infested with bed bugs*, to establish protocols for the disposal of infested materials; Section 24-6-37, *Education*, to require informational materials be provided to occupants on the best practices to handle and prevent a bed bug infestation; and Section 24-6-38, *Violation*, to provide penalties for failure to comply with this ordinance, laid on the table May 5, 2018. **(SIX (6) VOTES REQUIRED AND SHALL BE GIVEN IMMEDIATE EFFECT AND SHALL BECOME EFFECTIVE UPON PUBLICATION) ROLL CALL**

OFFICE OF CONTRACTING AND PROCUREMENT

2. **Benson**, reso. autho. **Contract No. 6001676** - 100% City Funding – To Provide BNP Residential Rehab at 2356 Wendell – Contractor: Jozef Contractor Inc. – Location: 11691 Klinger, Hamtramck, MI 48212 – Contract Period: Upon City Council Approval through October 29, 2019 – Total Contract Amount: \$92,290.00. **HOUSING AND REVITALIZATION (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18 WITHOUT RECOMMENDATION)**
3. **Benson**, reso. autho. **Contract No. 6001677** - 100% City Funding – To Provide BNP Residential Rehab at 6548 Greenview – Contractor: Jozef Contractor Inc. – Location: 11691 Klinger, Hamtramck, MI 48212 – Contract Period: Upon City Council Approval through October 29, 2019 – Total Contract Amount: \$102,850.00. **HOUSING AND REVITALIZATION (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18 WITHOUT RECOMMENDATION)**

4. **Benson**, reso. autho. **Contract No. 6001678** - 100% City Funding – To Provide BNP Residential Rehab at 5242 Lumley – Contractor: Jozef Contractor Inc. – Location: 11691 Klinger, Hamtramck, MI 48212 – Contract Period: Upon City Council Approval through October 29, 2019 – Total Contract Amount: \$93,390.00.
HOUSING AND REVITALIZATION (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18 WITHOUT RECOMMENDATION)
5. **Benson**, reso. autho. **Contract No. 6001688** - 100% City Funding – To Provide BNP Residential Rehab at 4890 Three Mile Drive – Contractor: Allied Property Services, Inc. – Location: 34150 Riviera Drive, Fraser, MI 48026 – Contract Period: Upon City Council Approval through October 29, 2019 – Total Contract Amount: \$69,850.00.
HOUSING AND REVITALIZATION (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18 WITHOUT RECOMMENDATION)
6. **Benson**, reso. autho. **Contract No. 6001691** - 100% City Funding – To Provide BNP Residential Rehab at 4111 Buckingham – Contractor: Allied Property Services, Inc. – Location: 34150 Riviera Drive, Fraser, MI 48026 – Contract Period: Upon City Council Approval through October 29, 2019 – Total Contract Amount: \$37,400.00.
HOUSING AND REVITALIZATION (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18)
7. **Benson**, reso. autho. **Contract No. 3028290** - 100% City Funding – To Provide Computer Refreshes for DPD – Contractor: Civitas IT, LLC. – Location: 625 Kenmoor Ave S.E., Suite 301, Grand Rapids, MI 49546 – Contract Period: Upon City Council Approval through December 30, 2018 – Total Contract Amount: \$288,440.00. **POLICE (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18)**

LAW DEPARTMENT

8. **Benson**, a Proposed Ordinance to amend Chapter 58, of the 1984 Detroit City Code, *Public Transportation*, Article IV, *Busses*, Division 1, *Generally*, by amending Section 58-4-7, *Fares and charges for department of transportation bus service*, to provide for an update of the fare schedule. **INTRODUCE**
9. **Benson**, reso. autho. Setting a Public Hearing on Monday, Novemeber 19, 2018, on the foregoing ordinance amendment.
10. **Benson**, a Proposed Ordinance to amend 56, of the 1984 Detroit City Code, *Utilities*, Article III, *Sewers and Drains*, by adding Division 4, *Stormwater Management*; to include Section 56-3-101, *Applicability*; Section 56-3-102, *Definitions*; Section 56-3-103, *Exemptions*; Section 56-3-104, *Stormwater Management Design Manual*; Section 56-3-106, *Post construction stormwater management requirements*; Section 56-3-107, *Alternative compliance*; Section 56-3-108, *Performance bond*; Section 56-

3-109, *Maintenance required*; Section 56-3-110, *Operations and Maintenance Plan*; Section 56-3-111, *Easements*; Section 56-3-112, *Record drawings and final approval*; Section 56-3-113, *Right of entry for compliance inspections*; Section 56-3-114, *Period self-inspections required*; Section 56-3-115, *Right of appeal*; Section 56-3-116, *Notice*; Section 56-3-117, *Civil penalty*; Section 56-3-118, *Fines*; Section 56-3-119, *Additional remedies*, and to provide for stormwater management at certain construction sites within the City of Detroit. **INTRODUCE**

11. **Benson**, reso. autho. Setting a Public Hearing For November 13, 2018 on the foregoing ordinance amendment.

GENERAL SERVICES DEPARTMENT

12. **Sheffield**, reso. autho. Spirit plaza; Petition No. 1773 The General Services Department in conjunction with The Department of Public Works – City Engineering Division, requests the extension of the temporary closure of Woodward Avenue, from Jefferson Avenue to Larned Street from November 17, 2018 through November 15, 2019, with an option for an additional 12 month extension for the year 2019, for the purpose of continuing the activation and evaluation of the Spirit Plaza, in a semi-permanent state. **(On June 12, 2017, the City of Detroit closed the reference segment of Woodward to activate the Spirit Plaza for an initial pilot period of 90 days) (REPORTED OUT OF THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE ON 10/25/18)**

OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF DEVELOPMENT AND GRANTS

13. **Benson**, reso. autho. To accept and appropriate the FY 2017 First Responders: Comprehensive Addiction and Recovery Act Grant. **(The Substance Abuse and Mental Health Services Administration (SAMHSA), has awarded the City of Detroit Health Department with the FY 2017 First Responders: Comprehensive Addiction and Recovery Act Grant for a total of \$998,441.00. There is no match requirement for this program. The budget period is 09/30/2018 through 09/29/2020.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18)**
14. **Benson**, reso. autho. To accept and increase in appropriation for the FY 2018 HIV Emergency Relief Grant. **(The U. S. Department of Health and Human Services, Health Resource and Services Administration (HRSA), has awarded an increase in appropriation to the City of Detroit Health Department for the FY 2018 HIV Emergency Relief Grant, in the amount of \$412,461.00. There is no match requirement for this program. This funding will increase appropriation 20371, previously approved in the amount of \$9,588,538.00, by Council on June 19, 2018, to a total of \$10,000,999.00) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18)**
15. **Benson**, reso. autho. The Detroit Public Safety Foundation Request to accept a grant to support the Detroit Youth Violence Prevention Initiative's Drive-to-Thrive Program. **(The Skillman Foundation has awarded the Detroit Public Safety**

Foundation with a grant for a total of \$150,000.00. This funding will be used to support the Detroit Youth Violence Prevention Initiative's Drive-to-Thrive Program.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18)

16. **Benson, reso. autho.** Request to Accept and Appropriate FY 2019 Victims of Crime Assistance (VOCA) Grant. **(The Michigan Department of Health and Human Services (MDHHA) has awarded the City of Detroit Police Department with the FY 2019 Victims of Crime Assistance (VOCA) Grant or a total of \$964,101.00. The State share is \$964,101.00 of the approved amount, and there is a cash match of \$208,006.00. There is also a required in-kind match contribution of \$33,019.00. The total project cost is \$1,205,126.00. The Grant was adopted in the current budget under appropriation 20450, in the amount of \$1,140,093.00. The grant was awarded for a higher value than was budgeted. We are requesting an increase in appropriation for the FY 2019 adopted budget for the grant, in the amount of \$65,033.00. This will increase appropriation 20450, previously approved in the amount of \$1,140,093.00, to a new total budget amount to \$1,205,126.00. The Grant period is October 1, 2018 through September 30, 2019.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18)**
17. **Benson, reso. autho.** Request to Accept and Appropriate the FY 2018 Transit Operations Modernization and Technology Deployment (TOD-TD) Grant. **(The Federal Transit Administration has awarded the City of Detroit Department of Transportation with the FY2018 transit operations Modernization and Technology Deployment (TOD-TD) Grant in the amount of \$700,000.00. There is a required State match, from the Michigan Department of Transportation (MDOT), in the amount of \$175,000.00. The total Federal and State award amount is \$875,000.00. There is no local match requirement. The total project cost is \$875,000.00) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18)**
18. **Benson, reso. autho.** Request to Accept and Appropriate the FY 2018 Section 5339 Bus and Bus Facilities Grant. **(The Federal Transit Administration has awarded the City of Detroit Department of Transportation (DDOT) with the FY 2018 Section 53396 Bus and Bus Facilities Grant for a total of \$4,746,161.00. There is a required State match, from the Michigan Department of Transportation (MDOT), in the amount of \$1,186,541.00. The total Federal and State award amount is \$5,932,702.00. There is no local match required. The total project cost is \$5,932,702.00.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18)**
19. **Benson, reso. autho.** Request to accept an increase in appropriation for the FY 2015 Consolidated Youth Grant. **(The Community Health and Social Services Center (CHASS) has awarded an increase in appropriation to the City of Detroit police Department for the FY 2015 Consolidated Youth Grant, in the amount of \$21,600.00. There is no match requirement. This funding will increase appropriation 20260, previously approved in the amount of \$28,279.00, by**

council on March 29, 2016, to a total of \$49,879.00.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18)

20. **Sheffield**, reso. autho. To submit a grant application to the Michigan State Historic Preservation Office for the FY 2019 Certified Local Government (CLG) Program. **(The Historic Designation Advisory Board (HDAB) is hereby requesting authorization from Detroit City Council to submit a grant previously approved in the amount of \$28,279.00, by council on March 29, 2016, to a total of \$49,879.00.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-29-18)**

RESOLUTIONS

21. **Sheffield**, reso. autho. To waive its privilege of confidentiality on Law Department memorandum opinion on the Homeowner Property Tax Assistance Program dates October 22, 2018.
22. **Sheffield**, reso. autho. To waive the Rules of Order for the Detroit City Council, Section 15.1 requiring the Corporation Counsel's approval as to form with regard to the proposed ordinance to amend Chapter 18 of the 1984 Detroit City Code, *Finance and Taxation*; Article IX, *Taxation Generally*, by adding Division 9, *Homeowners Property Tax Assistance Program*, to consist of Section 18-9-131 through 18-9-141.
23. **McCalister**, reso. autho. Scheduling a closed Session of the Detroit City Council **Wednesday, November 7, 2018 at 3:00 P.M.**, for the purposes of discussing a privileged and confidential memorandum titled *Assumption of City Towing Operations by the Detroit Police Department, dated October 22, 2018*. This memorandum is an attorney-client communication prepared by the Law Department and therefore is exempt from disclosure under Section 13(g) of the Freedom of Information Act, MCL 15.243(1) (g). Law Department attorneys, David Fink and Darryl Bressack from Fink + Associates Law, representatives from the Detroit Police Department, as well as attorneys from the Legislative Policy Division may be present. **ROLL CALL**
24. **McCalister**, reso. autho. Scheduling a closed Session of the Detroit City Council **Tuesday, November 13, 2018 at 1:30 P.M.**, at the request of Det. Jennifer Lee Adams to consider the dismissal, suspension, or disciplining of, or to hear complaints or charges brought against, or to consider a periodic personnel evaluation of, a public officer, employee, staff member, or individual agent. The Law Department's recommendation to deny indemnification of Det. Jennifer Lee Adams in the matter of *Keri-Yakei Morris v. City of Detroit*, Civil Action Number 17-013266-NO will be discussed with Law Department attorneys, representatives from the Detroit Police Department, Det. Jennifer Lee Adams and counsel, representatives from the Detroit Police Lieutenants and Sergeants Association, as well as attorneys from the Legislative Policy Division. **ROLL CALL**

PRESIDENT'S REPORT ON STANDING COMMITTEE REFERRALS AND OTHER MATTERS:

BUDGET, FINANCE AND AUDIT STANDING COMMITTEE

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE BUDGET, FINANCE AND AUDIT STANDING COMMITTEE:

LAW DEPARTMENT

25. Submitting Proposed Ordinance to amend Chapter 18 of the 1984 Detroit City Code, *Finance and Taxation*, Article V, *Purchase and Supplies*, by adding Division 11, *Detroit Supply Schedule*, to include Section 18-5-170, *Purpose and intent*; Section 18-5-171, *Definitions*; Section 18-5-172, *Directed by the Chief Financial Officer, managed by Chief Procurement Officer*; Section 18-5-173, *Request for Proposals*; Section 18-5-174, *Award of contracts*; Section 18-5-175, *Reservation of thirty percent of contracts for bidding by Detroit-certified businesses*; Section 18-5-176, *Request for quotations*; Section 18-5-177, *Outreach efforts*; and Section 18-5-178, *Authorization for use by other governmental units*, to establish the Detroit Supply Schedule program for the purpose of negotiating more favorable prices for frequently recurring purchases of goods or services, to increase the speed and efficiency of obtaining such goods and services, and to facilitate the development and growth of Detroit-certified businesses. **(FOR INTRODUCTION OF AN ORDINANCE AND THE SETTING OF A PUBLIC HEARING?)**

MISCELLANEOUS

26. **Council Member Scott Benson**, submitting memorandum relative to Fair Wage Contract Ordinance.

INTERNAL OPERATIONS STANDING COMMITTEE

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE:

OFFICE OF CONTRACTING AND PROCUREMENT

Submitting the following **Office of Contracting and Procurement Contracts**:

27. Submitting reso. autho. **Contract No. 6001624** - 100% City Funding – To Provide a Legislative Management System to the City Clerk's Office – Contractor: eSCRIBE Software Ltd. Location: 60 Centurian Dr., Markham, Ontario, Canada, L3R 9R2 – Contract Period: Upon City Council Approval to five (5) years follow that date. Total Contract Amount: \$339,000.00. **CITY CLERK'S OFFICE (This Legislative Management System will allow for the City Clerk's Office and the Detroit City Council to move away from the current semi-automated business process and move into a 100% online, digital business process. Included in this software is the ability to streamline legislative decision making processes, improve efficiencies and eliminate redundancies, reduce manual steps and automating workflow, reduce paper processes, reduce internal processing time, provide staff with easy information search and retrieval, and improve access to information for citizens.)**

LAW DEPARTMENT

28. Submitting memorandum relative to Qualifying Projects under Executive Order 2016-1. **(The Law Department has submitted a privileged and confidential memorandum regarding the above referenced matter.)**

BOARD OF REVIEW

29. Submitting reso. autho. 2019 Exemption Guidelines and Application in accordance with MCL 211.7u (Homeowners Property Tax Assistance Program. **(The Board of Review is a nine (9)-member board appointed by this Honorable Body to act on matter relative to assessments within the jurisdiction of the City of Detroit. The purpose of this communication is to establish adoption by resolution the 2019 exemption guidelines and process for the Board of Review to act in accordance with MCL 211.7u.)**)

NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE:

MAYOR'S OFFICE

30. Submitting Mayor's Coordinators Report relative to Petition of Jonathan Witz & Associates (#548), request to hold "Winter Blast Weekends" at various locations on 1/11/19 – 2/17/19. **(The Mayor's Office and all other City departments RECOMMENDS APPROVAL of this petition)**

MISCELLANEOUS

31. **Council Member Raquel Castaneda-Lopez** submitting memorandum relative to Trash in Patton Park.

PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE:

OFFICE OF CONTRACTING AND PROCUREMENT

Submitting the following **Office of Contracting and Procurement Contracts:**

32. Submitting reso. autho. **Contract No. 6001731** - 100% City Funding – Detroit Brownfield Redevelopment Authority Funding Agreement. – Contractor: Detroit Brownfield Redevelopment Authority – Location: 500 Griswold St., Ste. 2200, Detroit, MI, 48226 – Contract Period: Upon City Council Approval for One (1) year – Total Contract Amount: \$10,000,000.00 (Ten Million dollars). **PLANNING AND DEVELOPMENT**

33. Submitting Report and Proposed Ordinance to amend Chapter 26 of the 1984 Detroit City Code, *Housing*, by adding Article V, *Fair Chance Access to Rental Housing*,

consisting of Sections 26-5-1 through 26-5-20, and to provide for the maintenance and protection of the health, safety and general welfare of the public and to provide citizens with criminal records a fair opportunity to secure housing by regulating the use of criminal background checks as part of the tenant screening process, thereby facilitating reintegration into society and reducing the likelihood those citizens will reoffend; to establish that the City undertaking is limited to promotion of the general welfare; to set forth definitions and applicability of the article; to regulate the use and inquiry of criminal convictions by housing providers; to establish standards for adverse action; to set forth exceptions to this housing decisions; to require individualized assessments in certain circumstances; to set forth notice and posting requirements for housing providers; to establish guidelines for maintenance of records by housing providers; to protect the exercise of rights and protect the exercise of rights and prohibit retaliation; to require community outreach; to set forth confidentiality provisions; to establish implementation and enforcement provisions, including penalties for violations; and to establish administrative rules and annual reporting requirements. **(FOR INTRODUCTION OF AN ORDINANCE AND THE SETTING OF A PUBLIC HEARING?)**

CITY PLANNING COMMISSION

34. Submitting reso. autho. Special District Review of Proposed Wall Sign at Renaissance City Club Apartments/Millender Center **(RECOMMEND APPROVAL) (At its regular meeting of October 18, 2018, the City Planning Commission (CPC) voted to recommend approval of an 800 square foot illuminated wall sign proposed by SDG Architects + Planners identifying the Renaissance City Cub Apartments (RCCA) and to be displayed at the uppermost point of the western elevation of the Millender Center.)**
35. Submitting reso. autho. PCA (Public Center Adjacent) Special District Review of exterior changes of 525 Griswold Street, The Buhl Parking Garage **(RECOMMEND APPROVAL) (The City Planning Commission (CPC) has received the request of The Detroit Sign Factory, LLC on behalf of Bedrock Management Services, LLC for a proposed signage and wayfinding plan update.)**

PUBLIC HEALTH AND SAFETY STANDING COMMITTEE

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE:

MAYOR'S OFFICE

36. Submitting Mayor's Coordinators Report relative to Petition of The Parade Company (#547), request to hold "2018 America's Thanksgiving Parade presented by Art Van" at Various locations on November 22, 2018 from 7:00 am – 1:30 pm with temporary street closures. **(The Mayor's Office and all other City departments RECOMMENDS APPROVAL of this petition)**
37. Submitting Mayor's Coordinators Report relative to Petition of The Parade Company

(#549), request to hold “2018 Strategic Staffing Solutions Turkey Trot” at Woodward Ave. and Cobo Center, on 11/22/18 from 7:00 am – 11:30 am, Set-up to begin on 11/21/18 at 7:00 am, complete tear down on 11/22/18 at 11:30 am. **(The Mayor’s Office and all other City departments RECOMMENDS APPROVAL of this petition)**

LAW DEPARTMENT

38. Submitting Report and Proposed Ordinance to amend Chapter 9 of the 1984 Detroit City Code, *Buildings and Building Regulations*; Article I, *Administration and Enforcement*; Division 3, *Requirements for Rental Property*, by amending Subdivision A, *In General*, Section 9-1-84, *Federal and other governmental agency inspections accepted*, to allow for certain inspections by federal and other governmental agencies to be accepted by the Buildings, Safety Engineering and Environmental Department in place of certain City inspections under the article. **(FOR INTRODUCTION OF AN ORDINANCE AND THE SETTING OF A PUBLIC HEARING?)**

PUBLIC LIGHTING DEPARTMENT

39. Submitting reso. autho. Petition of Intersection Consulting Group, LLC (#558), request to hang approximately 12 banners on Washington Blvd and Michigan from October 27, 2018 to October 31, 2018. **(The Public Lighting Department has inspected requested poles and finds them to be structurally sound, and is recommending approval for Intersection Consulting Group to hang twelve (12) banners.) (PLEASE NOTE THAT THE EVENT HAS PASSED)**

MISCELLANEOUS

40. **Council Member Raquel Castaneda-Lopez** submitting memorandum relative to DDOT Fare Increase Ordinance.
41. **Council Member Andre Spivey** submitting memorandum relative to DDOT Proposed Fare Changes.